

Court of Appeals, State of Michigan

ORDER

People of MI v Joseph Lester Johnson

Docket No. 317586

LC No. 85-001537-02

Kirsten Frank Kelly
Presiding Judge

Karen M. Fort Hood

Cynthia Diane Stephens
Judges

The Court orders that the delayed application for leave to appeal the February 8, 2013, order from the Wayne Circuit Court is DISMISSED for lack of jurisdiction. Because defendant previously appealed and filed a post-judgment motion for relief, he could seek relief in the circuit court only under the procedures provided by Subchapter 6.500 of the Michigan Court Rules. Defendant already filed a motion for relief from judgment and cannot appeal the denial or rejection of a successive motion for relief from judgment. See MCR 6.502(G)(1). None of the exceptions found in MCR 6.502(G)(2) are applicable.

The motion to remand is DISMISSED.

The motion for immediate consideration is DISMISSED.



A true copy entered and certified by Jerome W. Zimmer Jr., Chief Clerk, on

OCT 24 2013

Date


Chief Clerk